

## Message Text

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ACTION EB-08

INFO OCT-01 IO-14 ISO-00 SS-15 SP-02 L-03 STR-07  
COME-00 SSO-00 NSCE-00 INRE-00 ICAE-00 PA-02  
CIAE-00 INR-10 NSAE-00 TRSE-00 ITC-01 AID-05 /068 W  
-----085546 061621Z /41

O 061614Z JUN 78

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 0482

UNCLAS GENEVA 08590

PASS TO STR

E.O. 11652: N/A

TAGS: OCON

SUBJECT: MOST FAVORED NATIONS CLAUSE

1. INTERNATIONAL LAW COMMISSION HAS ALMOST COMPLETED ITS SECOND READING OF DRAFT ARTICLES ON MOST FAVORED NATIONS AND HAS REMITTED THEM TO THE DRAFTING COMMITTEE. TWO MAIN ISSUES HAVE EMERGED.

2. FIRST ISSUE IS INSISTANCE OF EEC THAT, IN ONE WAY OR ANOTHER, ARTICLES EMBRACE MFN ACCORDED NOT ONLY IN AGREEMENT BETWEEN STATES BUT BETWEEN STATES AND INTERNATIONAL ORGANIZATIONS. COMMUNIST MEMBERS HAVE RESISTED THIS; LDC HAVE SPLIT. OUTCOME UNCERTAIN.

3. SECOND ISSUE IS SCOPE OF ARTICLE XXI OF DRAFT. IT WILL BE RECALLED THAT USG COMMENTS TAKE EXCEPTION OF THIS ARTICLE AS DO OTHERS. NJENGA (KENYA) HAS NOW PROPOSED TO ADD THE FOLLOWING: "WITH A VIEW TO PROMOTE THE EXPANSION OF THEIR MUTUAL TRADE, DEVELOPING COUNTRIES MAY GRANT TRADE PREFERENCES TO OTHER DEVELOPING COUNTRIES IN ACCORDANCE WITH BILATERAL OR ORIGINAL ARRANGEMENTS, WITHOUT BEING OBLIGED TO EXTEND SUCH PREFERENCE TO  
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DEVELOPED COUNTRIES ON BASIS OF THE MFN CLAUSE. SUCH ARRANGEMENT SHALL NOT CONSTITUTE AN IMPEDIMENT TO GENERAL TRADE LIBERALIZATION AND EXPANSION."

4. ANY REACTION TO THIS PROPOSAL WOULD BE APPRECIATED. IT APPEARS TO BE CLOSE TO ARTICLE XXI OF CERDS TO WHICH ARTICLE, IT IS BELIEVED, USG DID NOT OBJECT. VANDEN

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
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**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
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**Disposition Case Number:** n/a  
**Disposition Comment:**  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014